

**UNITED STATES DISTRICT COURT
IN AND FOR THE NORTHERN DISTRICT OF IOWA
CENTRAL DIVISION**

FRASERSIDE IP LLC, an Iowa Limited)
Liability Company,)
Plaintiffs,) CASE NO. 11-cv-03043-MWB
vs.)
ROLAND WATERWEG, d/b/a) DEFENDANT ROLAND
www.eskimotube.com and d/b/a) WATERWEG'S PARTIAL
www.tjoob.com and JOHN DOES 1 - 100) WITHDRAWAL OF MOTION TO
and JOE DOE COMPANIES 1 - 100,) DISMISS
Defendants.)

Defendant Roland Waterweg hereby withdraws two of the grounds asserted in his motion to dismiss and in support states:

1. On November 04, 2011, Defendant filed a Motion to Dismiss asserting three distinct and independent grounds for the motion.
2. Without waiving any defenses it may have, at this time, Defendant withdraws the Fed. R. Civ. P. 12(b)(1) and 12(b)(6) challenges only.
3. The only remaining issue before the Court on Defendant's Motion to Dismiss is the challenge to personal jurisdiction pursuant to Fed. R. Civ. P. 12(b)(2).

WHEREFORE, Defendant Roland Waterweg respectfully requests he be permitted to withdraw only those challenges pursuant to Fed. R. Civ. P. 12(b)(1) and 12(b)(6).

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of this document was served upon counsel of record for each party to the action in compliance with FRCP 5 on December 21, 2011, by:

- [] Electronically via ECF for ECF registrants
[] U.S. Mail _____
[] Fax _____
[] Fed Ex _____
[] Hand Delivered _____
[] other _____

Julie A. Miller